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09-CV-01667-ORD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

EPHANTUS WAKABA KANYIRI,

NO. C09-1667-JLR

Petitioner,

v.

ORDER OF DISMISSAL

A. NEIL CLARK, Field Office Director, U.S.  
Immigration and Customs Enforcement,

Respondent.

The Court, having reviewed petitioner's Petition for Writ of Habeas Corpus, respondent's Motion to Dismiss, the Report and Recommendation of the Hon. Brian A. Tsuchida, United States Magistrate Judge, and any objections or responses to that, and the remaining record, finds and Orders as follows:

- (1) The Court adopts the Report and Recommendation;
- (2) Petitioner's motion for voluntary dismissal (Dkt. No. 14) is DENIED; Respondent's motion to dismiss (Dkt. No. 11) is GRANTED and this action is DISMISSED as moot.
- (3) The Clerk shall send a copy of this Order to the parties and to Judge Tsuchida.

DATED this 10<sup>th</sup> day of March, 2010.

JAMES L. ROBART  
United States District Judge

ORDER OF DISMISSAL